

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 95-945-S - ORDER NO. 95-1266 ✓
JUNE 26, 1995

IN RE: Application of Carolina Water Service,) ORDER
Inc. for Approval of the Transfer of the) APPROVING
Sewer Collection and Transmission System) TRANSFER
Serving Pepperhill and Pepperridge) AND WAIVING
Subdivisions to the N. Charleston Sewer) HEARING
District.)

This matter comes before the Public Service Commission of South Carolina ("the Commission") on the Application of Carolina Water Service, Inc. ("CWS" or "the Company") requesting Commission approval of the transfer of CWS's Sewer Collection and Transmission System serving the subdivisions of Pepperhill located in Charleston County, South Carolina and Pepperridge located in Dorchester County, South Carolina to the North Charleston Sewer District ("the District"). CWS filed this Application pursuant to S.C. Code 58-5-210 (Law. Co-op. 1976) and S.C. Code Regs. 103-504 (Law. Co-op. 1976). CWS also requested that the Commission waive the requirement of a formal hearing if no opposition to the Application was filed in this proceeding.

By letter dated May 19, 1995, the Commission's Executive Director instructed CWS to publish, one time in newspapers of general circulation, a prepared Notice of Filing. The Notice of Filing indicated the nature of the Application, explained the effect of the proposed transfer on customers' rates, and explained the manner in which interested parties could intervene. CWS was

also instructed to notify each affected customer of the proposed transfer by sending a copy of the Notice of Filing to each customer by U.S. Mail. CWS submitted affidavits indicating that it complied with these instructions. The Commission received no Petitions to Intervene or letters in opposition to the transfer, but the Commission did receive one letter in support of the transfer.

After a review of the Application and the applicable law, the Commission makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. CWS provides wastewater service for compensation to customers in its designated service areas throughout South Carolina. Consequently, CWS is subject to the jurisdiction of this Commission.

2. CWS desires to transfer its public utility functions with regard to wastewater service in the Pepperhill Subdivision located in Charleston County, South Carolina and the Pepperridge Subdivision located in Dorchester County, South Carolina. The North Charleston Sewer District desires to acquire the Pepperhill and Pepperridge service areas to provide wastewater services currently provided by CWS. CWS and the District have negotiated an agreement whereby the District will acquire the operations pertaining to wastewater services in the Pepperhill and Pepperridge Subdivisions.

3. If the Application is granted, customers in Pepperhill and Pepperridge subdivisions will be charged for services in accordance with the District's present rate schedule.

CONCLUSIONS OF LAW

1. The Commission concludes that the requirement of a hearing should be waived as no Petitions to Intervene and no letters of protest were filed with the Commission. Pursuant to the request of CWS and S.C. Code Regs. 103-501(3), the Commission finds that the waiver of a hearing in this matter is in the public interest.

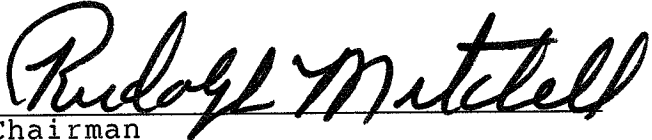
2. The Commission concludes that the transfer of CWS's wastewater facilities and operations in the Pepperhill and Pepperridge Subdivisions is in the public interest, and therefore, that the transfer of these facilities to the District should be approved.

3. The Commission Staff is instructed to close this Docket.

4. This Order shall remain in full force and effect until further Order of the Commission.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)